IN THE HIGH COURT OF JUDICATURE AT BOMBAY

APPELLATE CIVIL JURISDICTION

WRIT PETITION NO.527 OF 2005

Vilas Digambar Khole).. Petitioner

Versus

Trustees Janardhan B.Naik and others).. Respondents

Mr.V.S. Gokhale for the Petitioner.

Mr.A.S. Khandeparkar with Mr.A.V.Pawaskar i/b. Khandeparkar & Associates for the Respondents.

CORAM: SMT.NISHITA MHATRE, J.

DATED: 10TH AUGUST 2005

P.C.:

. This Petition challenges the concurrent findings of fact of the Courts below. It has been found that the landlord is conducting his business on a hand-cart near the S.T. Bus Stand and, therefore, his need for the suit premises has been found to be bona fide and reasonable. There is no infirmity in the order of the Courts below. Hence, Petition rejected.

2. The learned Advocate for the Petitioner seeks time to vacate the suit premises. The Petitioner shall vacate the suit premises by 1st April 2006 on filing usual undertaking. Undertaking to be filed within four weeks from today.